

Docket No. 0875C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Duvick, et al. Date: April 15, 2004
Serial No.: 09/770,564 Group Art Unit: 1638
Filed January 26, 2001 Examiner: Medina Ibrahim
For: "Amino Polyol Amine Oxidase Polynucleotides and Related Polypeptides
and Methods of Use"

United States Patent and Trademark Office
Attn: Medina A. Ibrahim
(571) 272-0797
400 Dulany Street
Alexandria, VA 22314

TECH CENTER 1600/2900

MAY 16 2004

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TRANSMITTAL

Enclosed herewith are the following documents:

1. Statement to Support Substitute Filing and Submission in
Accordance with 37 CFR 1.821 through 1.825;
2. Sequence Listing.

It is not believed that any fees are due to allow consideration of the
attached papers, however, in the event that additional fees are necessary to
allow consideration of these papers, any fee required therefore is hereby
authorized to be charged to Deposit Account No. 26-0084.

Respectfully submitted,



Lila A. T. Akrad
Attorney for Applicant(s)
Registration No. 52,550

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**STATEMENT TO SUPPORT SUBSTITUTE FILING AND SUBMISSION
IN ACCORDANCE WITH 37 CFR 1.821 THROUGH 1.825**

- ☐ I hereby state that the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 CFR 1.821(c) and (e), respectively, are the same.
- ☐ I hereby state that the submission filed in accordance with 37 CFR 1.821(g) does not include new matter.
- ☐ I hereby state that the submission filed in accordance with 37 CFR 1.821(h) does not include new matter or go beyond the disclosure in the international application as filed.
- ☒ I hereby state that the amendments, made in accordance with 37 CFR 1.825(a), included in the substitute sheet(s) of the Sequence Listing are supported in the application, as filed, at pages 60 and 63. I hereby state that the substitute sheet(s) of the Sequence Listing does (do) not include new matter.

Applicants have removed a reference to "bold and underlined" in the description of SEQ ID NO: 32 as approved by Examiner Ibrahim in a telephone conversation of April 14, 2004. This was an inadvertent error as sequence listings cannot incorporate bold or underlined text.

Serial No. 09/770,564

- ☒ I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 CFR 1.825(b), is the same as the amended Sequence Listing.
- ☐ I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 CFR 1.825(d), is identical to that originally filed.

Respectfully submitted,



Lila A. T. Akrad
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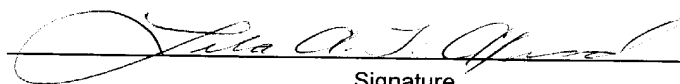
Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

United States Patent & Trademark Office
Attn: Medina A. Ibrahim
(571) 272-0797
400 Dulany Street
Alexandria, VA 22314

on April 15, 2004

Date



Signature

Lila A. T. Akrad

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. Transmittal (1 copy)
2. Statement to Support Substitute Filing and Submission in Accordance with 37 CFR 1.821 through 1.825 (1 copy)
3. Sequence Listing (1 paper copy + 2 diskettes)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

PATENT
Attorney Docket No. P05569US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application of: DUVICK, et al.

For: AMINO POLYOL AMINE OXIDASE POLYNUCLEOTIDES AND RELATED
POLYPEPTIDES AND METHODS OF USE

**SUBSTITUTE STATEMENT TO SUPPORT FILINGS AND SUBMISSIONS
IN ACCORDANCE WITH 37 CFR §§1.821 - 1.825**

Attn: Examiner Medina A. Ibrahim
(571) 272-0797
United States Patent & Trademark Office
400 Dulany Street
Alexandria, VA 22314

Dear Madam:

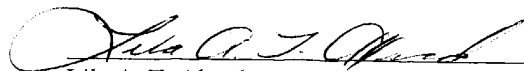
I, Lila A. T. Akrad, hereby declare and state the following:

1. I am the attorney of record in the above-identified case.
2. The content of the paper copy of the Substitute Sequence Listing and the computer readable copy of the Substitute Sequence Listing submitted herewith are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

=====

CERTIFICATE OF MAILING BY FedEx Express Mail

I hereby certify that this document and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service in an envelope as "FedEx Express Mail Post Office to Addressee" addressed to: USPTO, Medina A. Ibrahim, 400 Dulany Street, Alexandria, VA 22314, prior to 5:00 p.m. on the 22th day of April, 2004.



Lila A. T. Akrad
FedEx Express Mail Label # 791825930143

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

Dated

4/22/04


Lila A. T. Akrad

Respectfully submitted,



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mlw